

**FILED**

UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

MAR 16 2005

MATTHEW J. DYKMAN  
CLERK

**UNITED TRANSPORTATION UNION, LOCAL 1745, et al.**

**Plaintiffs,**

**v.**

**No. CIV 96-0716 LH ✓**

**CITY OF ALBUQUERQUE, et al.,**

**Defendants,**

**and**

**JIMMY S. ANDERSON, et al.,**

**Plaintiffs,**

**v.**

**No. CIV 99-0208 <sup>LH</sup> MV**

**(Consolidated with No. CIV 96-716)**

**CITY OF ALBUQUERQUE, et al.,**

**Defendants.**

**ORDER APPROVING SETTLEMENT  
AND DISTRIBUTION OF PROCEEDS**

This matter being before the Court on the Plaintiffs' Amended Unopposed Motion to Approve Settlement and Distribution of Settlement Proceeds, and the Court being fully advised in the premises;

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that:**

1. Plaintiffs' Amended Unopposed Motion to Approve Settlement and Distribution of Settlement Proceeds is granted;

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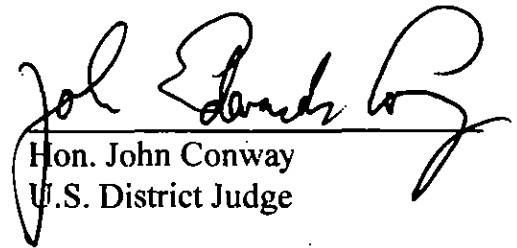
2. Defendants are ordered to begin distribution of the Scheduled Settlement Payments and to pay the Unscheduled Settlement Funds to Plaintiffs within twenty-one (21) days of the entry of this Order.

3. The Court will retain jurisdiction a) over the award of reimbursable costs and attorneys' fees and will determine those if the parties are unable to reach agreement among themselves and b) as necessary to enforce this Order.


4. Subject to the retention of jurisdiction as provided in paragraph 3, these cases are hereby dismissed with prejudice.


5. Judgment in accordance herewith is hereby entered.

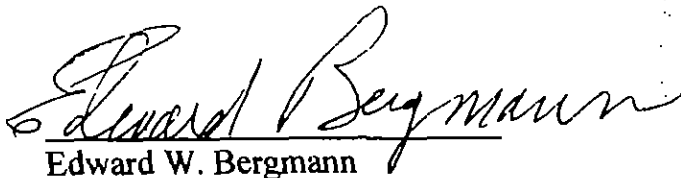
**IT IS SO ORDERED.**

  
Hon. John Conway  
U.S. District Judge

Order Approved by:

  
Paul Livingston  
Attorney for Plaintiffs

  
E. Justin Pennington  
Attorney for Plaintiffs

A handwritten signature in cursive script, reading "Edward W. Bergmann". The signature is written in dark ink and is positioned above a horizontal line.

Edward W. Bergmann  
Attorney for Defendants

A handwritten signature in cursive script, reading "Michael I. Garcia". The signature is written in dark ink and is positioned above a horizontal line.

Michael I. Garcia  
Attorney for Defendants